

AGENDA

Dan Buckshi
County Administrator



BOARD OF SUPERVISORS

Frank Mecham, 1st District
Bruce Gibson, Vice-Chairperson, 2nd District
Adam Hill, 3rd District
Paul A. Teixeira, Chairperson, 4th District
Debbie Arnold, 5th District

Tuesday, April 16, 2013

CONSENT AGENDA

9:00 AM

REVIEW AND APPROVAL

PRESENTATIONS

PUBLIC COMMENT PERIOD

CLOSED SESSION

REPORT ON CLOSED SESSION

ADJOURNMENT

12:00 PM

- The Board of Supervisors' weekly agenda and staff reports are available at the following website: www.slocounty.ca.gov. Packets are also available at the County Government Center and may be viewed on-line at the Atascadero, Arroyo Grande, Paso Robles, Nipomo, Morro Bay, SLO City/County Libraries and the SLO Law Library.
- All persons desiring to speak on agenda items during Public Comment or prior to Closed Session are asked to fill out a "Board Appearance Request Form" and submit to the Clerk of the Board prior to the start of the Board item. Each individual speaker is limited to a MAXIMUM of three (3) minutes per item during the Consent Agenda, Public Comment period, Public Hearings, Board Business and prior to Closed Session.
- Please refer to the information brochure located in the back and outside of the Board Chambers for additional information regarding accommodations under the Americans with Disabilities Act, supplemental correspondence, and general rules of procedure.

9:00 FLAG SALUTE

CONSENT AGENDA – REVIEW AND APPROVAL

The items listed on this portion of the agenda are scheduled for consideration as a group. The staff recommendations will be approved as outlined within the staff report. Any Supervisor may request an item be withdrawn from the Consent Agenda to permit discussion or change the recommended course of action for an item.

Bid Opening:

1. Letter transmitting plans and specifications (Clerk's File) for the Main Street Bridge at Santa Rosa Creek, Cambria, for Board approval and advertisement for construction bids. The recommended bid opening date is Thursday, May 16, 2013. District 2.
2. Request to reject public bids for construction of improvements, adopt the revised contract documents (Clerk's File), and authorize public rebidding for construction services for the Atascadero Library and North County Service Center located at 6555 Capistrano, Atascadero, CA, and direct the County Clerk to give Notice to Bidders. District 5.

Items Set for Hearing:

3. Introduction of an ordinance amending Chapter 16.10 of the San Luis Obispo County Code to prohibit the ignition and launching of sky lanterns, with an exception, in the unincorporated areas of San Luis Obispo County that are protected by the County Fire Department. Hearing date set for May 7, 2013.
4. Submittal of a resolution of intention to renew the San Luis Obispo County Tourism Business Improvement District (CBID) Ordinance for FY 2013-14 and set May 21, 2013 as the date and time of the public hearing to consider any protest to the renewal of the CBID ordinance.

Consent Agenda - Administrative Office Items:

5. Request to approve an agreement with AEG Cycling for services related to the Tour of California Bicycle Race Stage 5 Finish in Avila Beach.

Consent Agenda - Agricultural Commissioner Items:

6. Request to authorize a budget adjustment in the amount of \$71,402 in Fund Center 141 – Agricultural Commissioner to add expenditures offset by unanticipated revenue and to amend the fixed asset list to add a replacement photocopier.

Consent Agenda - Board of Supervisors Items:

7. Submittal of Supervisor's expense report on meetings attended pursuant to Government Code section 53232.3(d).
8. Request by Chairperson Paul Teixeira to re-appoint Douglas Barth and Lynn Cooper to the Assessment Appeals Board.
9. Request by Supervisor Paul Teixeira to appoint William Marsalek as the District 4 representative to the Citizen's Transportation Advisory Committee.

10. Submittal of a resolution recognizing Colonel Barbara A. Nuismer for her service as the Garrison Commander at Camp Roberts and the California National Guard.

Consent Agenda - Clerk-Recorder Items:

11. Request to destroy various Clerk of the Board and Clerk-Recorder documents and audio recordings as allowed by various Government and Business and Professions Codes.

General Services Agency Items:

12. Request to approve a resolution of intention to surplus and sell county-owned real property in the unincorporated area of Cayucos to a qualified land conservancy. District 2.

Consent Agenda - Health Agency Items:

13. Request to approve a renewal agreement (Clerk's File) with the California Family Health Council for calendar year 2013 in the amount of \$115,562 to conduct reproductive health outreach and education activities.

Consent Agenda - Planning & Building Items:

14. Submittal of resolutions to approve avigation easements from Steven Brink and D3KS-elph, LLC, for the Oceano County Airport and San Luis Obispo County Regional Airport, respectively. Districts 3 and 4.

Consent Agenda - Public Works Items:

15. Submittal of a resolution authorizing execution of a notice of completion and acceptance for the bridge deck seal for various County bridges 2011. All Districts.
16. Request to approve Amendment No. 6 to the "Agreement of Sharing Costs of Electrical Facilities on State Highways" with Caltrans to include additions and deletions of lighting facilities. District 1.
17. Request to adopt a mitigated negative declaration for three projects to clean and paint three bridges on Stenner Creek, Tassajara Creek, and Buckley Roads (ED12-095) in San Luis Obispo County. Districts 2, 3, and 5.

Consent Agenda - Sheriff - Coroner Items:

18. Request to approve a FY 2013-14 renewal employment contract with James Voge in the amount of \$137,280 annually to serve as the Commander of the Sheriff's Professional Standards Unit.
19. Submittal of a resolution amending the Position Allocation List in FC 136 – Sheriff-Coroner adding a 1.00 FTE Sheriff's Forensic Laboratory Specialist and a 0.50 FTE Laboratory Assistant II position.

Presentations:

20. Submittal of a resolution proclaiming April 2013 as "National Poetry Month" in San Luis Obispo County.
21. Submittal of a resolution proclaiming the month of April 2013 as "San Luis Obispo County Crime Victims' Rights Month".
22. Submittal of a resolution proclaiming the week of April 14 through April 20, 2013 as "San Luis Obispo County National Public Safety Telecommunicators Week".

Public Comment Period:

23. Members of the Public wishing to address the Board on matters other than scheduled items may do so when recognized by the Chairperson. Individuals interested in speaking should fill out a "Board Appearance Request Form" located at the back of the Board Chambers and hand it to the Clerk of the Board. Presentations are limited to a MAXIMUM of three minutes per individual.

Hearings:

24. Hearing to consider an appeal by Corr Family Properties of the Director of Planning and Building's determination to deny the issuance of two unconditional certificates of compliance (C09-0096, SUB2008-00071), for two parcels of approximately 8.58 acres and 8,600 square feet, within the residential multi-family land use category located adjacent to and south of the intersection of Ramona Avenue and Fourth Street, in the community of Los Osos. District 2.

Closed Session Items:

25. I. PENDING LITIGATION (Government Code, section 54956.9.) It is the intention of the Board to meet in closed session concerning the following items:
 - A. Conference with Legal Counsel-Existing Litigation (Government Code, section 54956.9(a).) (Formally initiated) 1. Sunny Acres, et al. v. County of San Luis Obispo, et al., (CV090360); 2. North County Watch, et al. v. County of San Luis Obispo (Santa Margarita Ranch CV098031); 3. In re Los Osos Community Services District (Bankruptcy).
 - B. Conference with Legal Counsel-Anticipated Litigation (Government Code, section 54956.9.) 4. Significant exposure to litigation (Government Code, section 54956.9(b).) No. of cases 2 . Facts and circumstances not known to potential plaintiff which indicate significant exposure to litigation. 5. Initiation of litigation (Government Code, section 54956.9(c).) No. of cases 3 .
- II. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Gov. Code, § 54956.8.) It is the intention of the Board to meet in closed session to have a conference with its Real Property Negotiator concerning the following: 6. Property Description: Book 075,

Pages 111-116 and Book 061, Page 091 (LaGrande Beach, Oceano). Parties with whom negotiating: State of California.

REPORT ON CLOSED SESSION

26. WEEKLY REPORT OF ENVIRONMENTAL DOCUMENTS AVAILABLE FOR REVIEW

The purpose of the environmental review process is to provide information about the environmental effects of the actions and decisions made by the County, so that environmental considerations become a part of the decision making process. The following is a summary of the most recent determinations made by the County's Environmental Coordinator. The purpose of this listing is to notify the public of pending actions, which may affect the environment of San Luis Obispo County.

You are invited to participate in this process by reviewing and providing comments on the recommendations of the Environmental Coordinator. Your comments should be in writing and should be delivered to: Ellen Carroll, Environmental Coordinator, Department of Planning and Building, 976 Osos Street, Room 300, San Luis Obispo, Ca 93408-2040. For more information about the environmental review process, please write to the address above, call the Environmental Division of the Department of Planning and Building at (805) 781-5600, or review the environmental determination and other information on our website located at www.sloplanning.org.

Proposed Negative Declarations

A Negative Declaration is issued for projects that would not result in significant effects on the environment. In many cases, the project applicant has added mitigation measures to the project to reduce environmental impacts in order to qualify for a Negative Declaration. If you disagree with the issuance of a proposed Negative Declaration, you may provide comments or file a Request for Review (appeal) of the Negative Declaration. Requests for Review must be filed within two weeks of the date that the proposed Negative Declaration is posted and must address only environmental issues. There is a fee for the request. If you would like more information about this process, please contact the Environmental Coordinator.

For Week of April 11, 2013

Environmental Impact Reports

WHAT: The Draft Environmental Impact Report (DEIR) for the Las Pilitas Quarry is complete and available for public review and comment. The document addresses the environmental impacts that may be associated with a request by Las Pilitas Resources LLC for a Conditional Use Permit / Reclamation Plan to allow mining and the phased reclamation of 41 acres on an approximately 234 acre site. The applicant is requesting maximum annual production rate of 500,000 tons, a portion of which will be recycled asphalt and Portland cement concrete. The site is in the Las Pilitas planning area, within the Energy Extractive 1 Combining Designation.

The proposed project is within the Rural Lands land use category and is located at 6660

Calf Canyon Road (north side of Highway 58), east of the Salinas River Bridge and approximately 1/4 mile west of the Parkhill Road intersection, east of the community of Santa Margarita. County File Number: DRC2009-00025

WHO: County of San Luis Obispo Department of Planning and Building.

WHERE: Copies of the DEIR and all documents referenced in the DEIR, are available for review from the County Environmental Coordinator, 976 Osos St., Rm 300, San Luis Obispo. Copies of the EIR are also available for review at the following locations: County library at Santa Margarita, Cal Poly Library, and SLO City/ County Library. The DEIR is on the Planning Department's web site at: www.sloplanning.org under "Environmental Information and Natural Resources" and then to "Environmental Notices, Environmental Impact Reports and Major Projects".

HOW TO COMMENT OR GET MORE INFORMATION: Anyone interested in commenting on the DEIR should submit a written statement to Murry Wilson of the San Luis Obispo County Department of Planning and Building at 976 Osos St., Rm 300, San Luis Obispo, CA 93408-2040 by 4:30 p.m., May 20, 2013.

ENVIRONMENTAL IMPACTS: The Draft EIR addresses the proposed Area Plan's potential impacts on biological resources, wastewater disposal, water quality and supply, air quality, greenhouse gas emissions, aesthetics and visual resources, geology, public services and utilities, transportation and circulation, agricultural resources, noise, hazards and hazardous materials, and recreation. The Draft EIR also considers several project alternatives.

PUBLIC HEARING: A tentative public hearing before the San Luis Obispo Planning Commission has been tentatively scheduled for September 26, 2013, in the Board of Supervisors Chambers, County Government Center, San Luis Obispo.

If you need more information about this project, please contact Murry Wilson at (805) 788-2352.